

## 1994 DEEP CREEK DISTRIBUTION MEETING

The 1994 Annual Deep Creek Distribution Meeting was held at Dave Murray's Shop in Lapoint on Wednesday, February 2, 1994 and was conducted by Lee Sim of the Division of Water Rights.

Those attending the meeting were as follows:

<u>NAME</u>	<u>REPRESENTING</u>
Lee Sim	Division of Water Rights - SLO
John Larsen	Division of Water Rights - SLO
Gertrudys Adkins	Division of Water Rights - SLO
Bob Leake	Division of Water Rights
Ralph Johnson	Division of Water Rights
Charman Justice	Deep Creek Water Commissioner
Raymond Murray	Deep Creek
Marvin Huber	Deep Creek
Aaron Simmons	Deep Creek
Dave Murray	Mosby Irrigation
Robert Justice	Deep Creek
Lance Luck	USF&W and Mosby Irrigation

The meeting was called to order at 10:35 a.m. by Lee Sim. Minutes of the 1993 Deep Creek Distribution Meeting were read by Bob Leake. A motion to accept the minutes as read was made by Raymond Murray and seconded by Robert Justice. The motion carried.

Lee Sim reviewed the 1993 Financial Report. It was pointed out that Martin Huber had paid up his delinquent account, but that the account of Marvin Huber was still delinquent. Dave Murray pointed out that an error of \$900 existed in the financial statement where the \$5700 assessment of Mosby to Deep Creek was shown to be only \$4800. Dave Murray requested a \$900 credit be made to Mosby Irrigation and Lee Sim said he would check into the accounting error and would report back to Mosby Irrigation. A motion was made by Lance Luck and seconded by Robert Justice to accept the financial report, as to be corrected. Motion passed.

The Water Commissioner's report was given by Charman Justice after which a discussion followed on how the costs of the maintenance on the Huber Canal were to be allocated. Raymond Murray stated that until there is an agreement made between Deep Creek and Mosby Irrigation to resolve the matter, he would not honor any future assessments. Aaron Simmons made a motion to accept the Commissioner's Report as read. Raymond Murray seconded the motion and motion carried.

Determination of the 1994 Budget was the next item of business. Lee Sim inquired about the auto expense for 1993 and whether it should be increased for 1994. Charman Justice stated she felt the auto expense could remain the same as 1993. A question was asked about health and life insurance premiums and it was explained by Lee Sim that the health and life insurance is shown as Workmen's Compensation and that it would remain unchanged for 1994. Lee Sim also explained that the item for bonding expense was considered to be unnecessary but that efforts to eliminate it from the budget have been unsuccessful. Martin Huber made a motion seconded by Charman Justice that the Budget for 1994 remain the same as for 1993 with the stipulation that the assessment be reduced to \$5400. Motion carried.

Charman Justice was unanimously elected as Water Commissioner for 1994.

Lee Sim explained that a new system of accounting would take place in the near future and that there would be a transfer of Distribution System funds from Zions Bank to the State Treasurer. This transfer will simplify the accounting of distribution system funds and that a greater interest rate will be realized from the state funds than from Zions Bank.

A lengthy discussion followed concerning seven or eight water users in the upper Deep Creek area, and whether or not they should be included in the Distribution System. Bob Leake described the upper area and the fact that ponds are being developed in that area illegally. Concern was expressed that these ponds and return flows might have an adverse affect on the downstream water users. Bob Leake pointed out that change applications would be required by these upper area users to store water and Dave Murray was concerned that these ponds might interfere with Mosby storage water. A history of the situation of these water users and their proposed association with the Distribution System was explained by Robert Justice, but that nothing had ever been done about it. Lee Sim suggested that a closer look should be taken of the situation this year with Charman Justice and that it may be necessary to include the upper users into the Distribution System. A motion was made by Raymond Murray that a determination be made if the Distribution System is to include the upper area water users into the system. Marvin Huber seconded the motion and motion carried.

A review of the Distribution System's Directors was made. Raymond Murray made a motion that the current directors be retained for 1994. Motion was seconded by Dave Murray and motion passed.

Lee Sim announced that there will be a Commissioner's Training Seminar to be held in Salt Lake City on March 3 and 4 and he suggested that Charman Justice should attend. Lee stated that the seminar is free except for room, meals and travel expenses. Raymond Murray made a motion that the Distribution System provide the expenses for Charman to attend the seminar. Motion was seconded by Aaron Simmons and motion passed.

Meeting adjourned at 11:36 a.m.